

# IN THE FIFTH CIRCUIT COURT FOR DAVIDSON COUNTY THANESSEE TWENTIETH JUDICIAL DISTRICT AT NASHVILLE 2010 APR 27 AM 9: 15

STATE OF TENNESSEE, ex rel.
ROBERT E. COOPER, JR., ATTORNEY
GENERAL and REPORTER,

Plaintiff,

v.

Case No. 09C2025

MICHAEL H. SNEED,

Defendant.

# ORDER GRANTING STATE OF TENNESSEE'S MOTION TO REQUEST A JUDICIAL SETTLEMENT CONFERENCE

This matter was scheduled to be heard before the Honorable Judge Joseph P. Binkley, Jr. on Friday, April 23, 2010, in connection with plaintiff, State of Tennessee's Motion to Request a Judicial Settlement Conference ("State's Motion"). Defendant Michael H. Sneed did not file a responsive pleading, and therefore in compliance with the local rules of this Court, the State's Motion is GRANTED in its entirety.

Based on the State's Motion, the Court concurs that, due to the following unique circumstances, a Judicial Settlement Conference would likely be beneficial to resolving the remaining issues in this matter:

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a. Defendant has already entered into an Agreed Temporary Statutory

Injunction presumably making discussion regarding the settlement of

permanent injunctive language minimal.

b. The parties have previously been able to quickly and efficiently resolve

matters both independently and with the help of the Court.

c. In this case and on the record in other litigation regarding many of the acts

alleged in this action, the Defendant has indicated he does not contest

many of the relevant factual allegations.

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that pursuant to the

Local Rules of the 20<sup>th</sup> Judicial District § 23.01, this matter will be referred to another judicial

officer for mediation, in the context of a Judicial Settlement Conference.

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the State will

contact a judicial officer to request a Judicial Settlement Conference and ask that it be heard by

the officer within 45 days of entry of this Order if possible.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that no costs shall be

taxed against the State of Tennessee as provided by Tenn. Code Ann. § 47-18-116.

IT IS SO ORDERED, ADJUDGED AND DECREED, this day of

, 2010.

UDGÉ JOSEPH P. BINKLEY, JR.

Davidson County Circuit Court Division V



#### RESPECTFULLY SUBMITTED BY:

### ROBERT E. COOPER, JR.

Attorney General and Reporter B.P.R. No. 010934

ANNE SIMMONS

Assistant Attorney General

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Attorneys for the Plaintiff



## **CERTIFICATE OF SERVICE**

I hereby certify that a true and exact copy of the foregoing Order has been forwarded via Federal Express, to:

Michael Sneed 3141 Kinwood Dr. Antioch, TN 37013-1347

on this the  $21^{<t}$  day of  $4pr_1$ , 2010.

ANNE D. SIMMONS

Assistant Attorney General